



ఆంధ్రప్రదేశ్ రాజపత్రము
THE ANDHRA PRADESH GAZETTE
PUBLISHED BY AUTHORITY

W.No.7

AMARAVATI, WEDNESDAY, FEBRUARY 22, 2023

G.2684

PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

--X--

NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

**CHIEF EXECUTIVE OFFICER,
A. P. STATE WAQF BOARD**

4th FLOOR, IMDADAGHAR, OPP: KALESWARAO MARKET, VIJAYAWADA.

F.No.07 / GNT / T / 2011 / Z-V.

Date: 15-02-2023.

GUNTUR DISTRICT AND TOWN - CHINNA MOULA PANJA (ASHOORKHANA) -
Sri SHAIK KHADAR BABA, MUTAWALLI CHANGE OF SECTION DULY
RECOGNIZED U/SEC.42 INSTEAD OF U/SEC.63 OF WAQF ACT, 1995 -
MODIFIED ORDERS.

- Read :** 1.Board's Resolution No.356 of 2022, dated:24-08-2022.
2.Board's Proceedings of even No., dated:19-09-2022
3.Endorsement of the Hon'ble Member of APSWB on face of
representation of Sri Shaik Khadar Baba, Mutawalli, dt:13-01-2023.
4.Board's resolution No.621 of 2023, dated:03-02-2023.
5.Orders of the Hon'ble Chairperson, APSWB, dated:08-02-2023.

*** **

ORDER:

The Ashoorkhana namely called as Chinna Moula Panja situated at Chinna Bazar, Guntur City & District is having an extent of Ac.11.06 cents in Sy.No.423 are notified as Waqf Property and got published in A.P. Gazette No.26, dt:28-06-1962 at

serial No.818 and subsequently Gazette No.9 dated.26-02-2015 at serial No.38 at page No.94 were also published, under Mutawalliship of Abkhan Saheb. The Rule of Succession to the office of the Mutawalli specified as Custom the post is hereditary. Further addendum notification published in AP Gazette No.9, dt.26-02-2015 read as Column No.2 Ashurkhana and Mohammadan's Tombs and Column No.9 asTDNo..26 Sy.No.423 ext.11.06 cts of Guntur Village and Addl Waqf property including as Town Survey register TS No.253 to an extent of 19824 Sq.ft classified as Mohammadian's Tombs related to Chinna Moula Panja, Chinna Bazar, Guntur Town and District.

The A.P. State Waqf Board, Vijayawada has appointed to Sri Shaik Khadar Baba as Mutawalli to the subject institution U/section 63 of Waqf Act, 1995 for a period of (3) years vide Proceedings No.7/GNT/T/2011-ZV,dated.19-09-2022.

Sri. Shaik. Khadar Baba, Mutawalli has submitted a representation vide reference 3rd cited and to change of section by recognize him U/sec.42 instead of U/sec.63 of Waqf Act, 1995 vide ref.2nd read above.

The subject matter has been placed before the Board and the Board was passed Resolution No. 621 of 2023, dated.03-02-2023 vide in the ref.4th read above that to consider the request of Mutawalli Sri Shaik.Khadar Baba and recognized him as Mutawalli U/sec. 42 instead of U/sec.63 of Waqf Act, 1995 for Chinna Moula Panja (Ashoorkhana) at Guntur Town & District.

Accordingly, Sri.Shaik.Khadar Baba is hereby recognized as Mutawalli to Chinna Moula Panja (Ashoorkhana) at Guntur Town & District U/sec. 42 of Waqf Act, 1995 for managing the affairs of the subject Waqf Institution by following Waqf Act,1995 and Waqf Rules.

The Mutawalli should discharge his legitimate duties strictly as determined in Section 50 of Waqf Act, 1995 read with Rule 20 of A.P. Waqf Rules, 2000 and should follow the instructions issued by the Board from time to time. He should submit the Accounts U/sec.46 of Waqf Act, 1995 and Budget U/sec.44 of Waqf Act, 1995 and pay Waqf fund duly following the provisions laid down U/sec.72 & 77 of Waqf Act, 1995 properly, failing which action will be taken against him U/Sec. 61 and 64 of the Waqf Act, 1995 as the duties mentioned below.

- a) To implement the orders issued by the Board from time to time.
- b) To carry out the directions of the Board
- c) To allow inspection of the Inspector Auditor, Waqfs regarding property, accounts, records, deeds and documents relating thereof.
- d) To discharge all public duties.
- e) To do any other Act which he is Lawfully required to do so or under this Act.

- f) He shall render proper and correct accounts of the Institution and its attached properties and shall not suppress any facts.
- g) That the Mutawalli is restricted to grant lease of Waqf property exceeding one year.
- h) The Mutawalli should follow the Norms fixed in Section 56 of the Waqf Act, 1995 while granting Lease of any agricultural lands. He should follow Lease Rules, 2014 to put open auction through A.P. State Waqf Board.
- i) He will not entitled to expend the Monies of Waqf exceeding @ 10% of the Net annual Income.

As per Sec.101(2) of Waqf Act, 1995, "Every Mutawalli of a Waqf, every member of managing committee whether constituted by the Board or under any deed of Waqf, every Executive Officer and every person holding any office in a Waqf shall also be deemed to be a public servant within the meaning of Sec.21 of the Indian Penal Code". As such, for the illegal acts if any, every member of the committee will be liable for penal action. The Mutawalli shall also noted that Sec.3 (ee) defined encroacher, Sec. 52-A explain rigorous punishment up to (2) years and Sec.61 speaks penalty and punishment up to (6) months for the lapses / charges shown therein, hence should act carefully diligently and maintain accounts scrupulously.

The APSWB reserves its right to modify / cancel / alter / with hold the order at any time without assigning any reasons thereof.

L. ABDUL KHADIR,
Chief Executive Officer,
A.P. State Waqf Board, Vijayawada.

To
Sri.Shaik.Khadar Baba,
Mutawalli of Chinna Moula Panja (Ashoorkhana),
Guntur Town & District.

---X---